G.R. (I.) 57.]

Che. Reb.
Legis 57-1
L/Dept.
Leg. 68-14
Security 65 — No. 1145-849-1190

Legis **File No.** 17-15

Serial Nos. 1-4

GENERAL AND REVENUE SECRETARIAT.

(Legislative)

Part A: Manuscript
for

Serial Nos. 1-4

Subject The Indian Soldiers Litigation Regulation VI of 1915

GPB—5,000—20-3-06.

(1915)

Previous Reference File No. 17 of 1915

Legis 57-14

Later Reference

Legis 68 of 14

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

PROCEEDINGS OF THE GENERAL AND REVENUE SECRETARIAT.

OCTOBER 1915

Judicial and Legislative

Legislation

The Indian Soldiers Litigation Regulation

"A" Collection Serial Nos. 1-3

Table of contents.

Serial No.	Number and date of letter and contents	Page in A Proceedings
1	Letter No. 3382 dated 30-9-1915 to the Hon'ble the Resident in Mysore Forwards a copy of the Indian Soldiers Litigation Bill, and informs that the Bill will be placed before the Legislative Council.	
2	Letter No. 7144 dated 1-10-1915 from the First Assistant to the Hon'ble the Resident in Mysore States that there is no prima facie objection to the bill being placed before the Legislative Council.	
3	G.O.No. Camp (J) 22 dated 26-10-1915 to the Compiler, Mysore Gazette. Orders the publication of the Regulation as Regulation VI of 1915.	

TVR

No C. 210.
11. 10. 15.

J Dml 373-15

G. R. S. 11] 1915-16

GENERAL AND REVENUE SECRETARIAT.

(Legis)

NOTES.

File No. 17

FILE HEADING.

The Indian Soldiers (Litigation) Regulation.

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

3

NOTES—First Sheet.

GPB—20,000-8-8-14

J Jun 373-15

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 17 of 191 5-16

Serial No.

1)
Subd.

The Indian Soldiers Litigation (Emergency) Regulation, IV of 1915 applying the provisions of the Indian Soldiers (Litigation) Ordinance, II of 1915, into Mysore was passed as an emergent measure under sec: 15 of the Mysore Legislative Council Regn, 1907, on the 29th May 1915 and was published in the Gazette on the 3rd June 1915. Therefore under sec: 15 of the Legislative Council Regulation, 1907, this Emergency Regn will cease to be operative on the 3rd December 1915 unless reenacted before that date in the formal manner through the Legislative Council.

2) At the last meeting of the Imperial Legislative Council the a fresh Bill on the subject was introduced. That Bill when passed repeals the Ordinance II of 1915. May a Bill on the lines of that Bill be put up for introduction in the Legs. Council at the next meeting on 2/10/15.

17/9/15

NOTE—Contn. sheet.

GPB—20,000—30-6-15

J. Jan 373-16

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 17 of 1915-16

Serial No.

3) If ordered a Bill to apply the provisions of this Bill after it becomes law will be put up as soon as the Act is published in the Gazette of India.

S.V.S 4) Pl. please draft above.
17/9/15 G. Srinivasa Ayers
16/9

5) Draft Bill with statement of objects and reasons is put up.

S.V.S
17/9

6) The ordinance will cease to have no force after the 6th November in British India. So also our Emergency Regulation will cease to have operation after 3d December, unless in the meanwhile we bring it on the statute book as an ordinary Regulation. The Bill proposed in British India has not yet been passed into law for being taken as a model. If the Bill is not brought before the Legislative Council on the 2d October, we will have to arrange for the meeting on the 1st or 2d of December. The next meeting of the Imperial Legislative Council comes off on the 22d of this month. Perhaps, if we get a copy of the Act before our meeting, we may get it also passed here.

7) Submitted for favour of orders.

G. Srinivasa Ayer 16/9

(Chief Secretary)

NOTE—Contn. sheet.

GPB—20,000—30-6-15

Jour 373-15

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 17 of 1915.

Serial No.

8) We may take up the measure after the 22nd inst and in case the Act if passed.

H.V. Nanjundayya

Over all

Eg 29/9

Legis 29/9

Secy.

9 The Bill has been passed in India and has become Act No XII of 1915. It has appeared in the Gazette. The draft Bill is already in the file.

S.V.S.

29/9/15

10) If approved, this Bill may be passed at the next meeting of the Council on Saturday. ~~No alterations are~~ No alterations can be made, but only verbal to apply the provisions mutatis mutandis here.

11) Early Orders are solicited on this subject & approved draft submission note to His Highness and D.O to Resdency may be submitted.

Eg 29-9.

G. Srinivasa Iyer

Secretary

12) Draft Submission note is submitted herewith for approval (as personally directed)

Eg 29/9

G. Srinivasa

29.9.

Secretary

NOTE—Contn. sheet.

GPB—20,000—30-6-15

GPB—1,000—19-7-13

5

Extract from the Proceedings of the 363rd Meeting of the Council of His Highness the Maharaja, held at BANGALORE on the 29th SEPTEMBER 191 5.

3. Subject.-(Clause ii of the Schedule).

The draft Indian Soldiers Litigation Bill.

OPINION OF THE COUNCIL.

13 The draft Indian Soldiers Litigation Bill may be placed before the next meeting of the Legislative Council, that is, on the 2nd October 1915.

Sd/- M. Visvesvaraya.
Dewan of Mysore.

"Extract"

D. M. Narasimha Rao. 29/9
Secretary to Government,
General Department.

G. R. S. 12]

General and Revenue Secretariat.

Keeper File No. 17 of 1915.

Serial No.	
14	A draft Submission Note is put up. The file may kindly be submitted to His Highness today as answer will be necessary before the 2nd Oct 1915. Douglas 29/9
	Diwan

1801 / 29-9-15

8

NOTE—Contn. sheet.

GPB—20,000—30-6-15

Submitted to His Highness.

15) At the instance of the Residency the Indian Soldiers Litigation (Emergency) Regulation was passed under section 15 of the Mysore Legislative Council Regulation, 1907, in order to extend to Mysore the provisions of the Indian Soldiers (Litigation) Ordinance, II of 1915.

2. 16) As this Regulation will be in force only up to the 3rd December 1915 a Bill to reenact the provisions in a formal way will have to be placed before the meeting of the Legislative Council on the 2nd October - 1915 for being duly passed.

3. 17) The Indian Soldiers (Litigation) Ordinance, II of 1915, has recently been reenacted as Act XII of - 1915 with slight modifications. The present Bill, herewith submitted, has been drafted so as to extend, <u>mutatis mutandis</u> the provisions of this Act to Mysore and has been approved by the Council.

4. 18) The proposals of the Council may be approved.

M. Visvesvaraya -
29th Sept 1915.

Page 5 of office note
MR

9

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

The draft Indian Soldiers Litigation Bill.

295

(9)

Order. to be punctuated in bold type

~~KRW~~

30/9/15

Sunday

1.10.15

KO

1/10

28/10

20

G.R.S. 13]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

20) Subd. with a draft D.O. to the Residency forwarding a copy of the Indian Soldiers Litigation Bill

The main file with the approved draft Bill is under submission to the Dewan for obtaining H.H.'s approval to the Bill.

22) The D.O. will have to issue from the Dewan's Office under the signature of the Dewan.

S.V.S
29/9/15 C. Srinivasa Iyer
29/9

Secretary Dewan

D.M. Nanjunga Rao
Dewan
29/9

1808 B
29.9.15

23) The draft approved by the Dewan has been issued from the Dewans office.

C.E.R
30.9.15.

D. M. Nanjunga Rao
Dewan
30/9

30/9

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GPB—50,000—5-8-15

J Dues 373-15

10

J. R. S. 12]

General and Revenue Secretariat. | Legis File No. 17 of 1915.

Serial No.	
	Subd.
24	The Bill was introduced into the Legis Council on 2/10/15 and passed the same day, the rules of business having been suspended for the purpose. Sanction of His Highness to the Bill being passed into law is now necessary. ~~Draft~~ A copy of the Bill with the usual certificate to be filled up and signed by the Dewan after H.H.'s sanction is obtained is also put up.
	7/10/15 S.V.S
	7/10/15 25 Draft Final Note is submitted for approval
	C. Srinivasa Iyer Es 8/10
26	First member
	Final note appd: and signed by First member is put up.
	9.10.15.
	M.S.J
	D.S.V. Dewan
27	Addl. Secretary's Note is put up. Dewan 11/10
	Dewan.

205-2
11.10.15

NOTE—Contn. sheet.

GPB—20,000—30-6-15

Final Note by the First Member of Council.

Subject:—

The Indian Soldiers Litigation Bill.

Flag Y

28) The Indian Soldiers Litigation Bill for enforcing the provisions of the Indian soldiers (Litigation) Act, XII of 1915, Mutatis Mutandis, in Mysore was placed before the Mysore Legislative Council at the meeting held on the 2nd October 1915, The Bill was -- finally passed at one sitting, the rules of business -- having been suspended.

Flag Z.

Page 10 of office note.

29) This Bill repeals the Indian Soldiers -- Litigation (Emergency) Regulation, V of 1914, passed as an emergent measure under Section 15 of the Mysore Legislative Council Regulation,1907.

30) Sanction may graciously be accorded for the promulgation of the Bill as law.

Flag Y

H. Manjunathaya

First Member of Council.

13

Dated 9th Oct. 15.

12

Submitted to His Highness.

Flag A.

Flag Y

b1) I submit herewith the Final Note by the First Member of Council regarding the Indian Soldiers Litigation Bill and solicit sanction to the Bill being passed into law.

M. Visvanatha

19th Oct. 1915.

14

13

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation of the Indian Soldiers Litigation Bill as Law.

No 4353
17.10.15

33°

32) *Order.*

~~KRMP~~ To be passed in bold

20/10/15

Secretary
21.10.15
Draft 23/10

Issue
23/10

G. Srinivasa Rao

15

J. Mis 373-15

14

J. R. S. 12]

General and Revenue Secretariat.

Legis File No. 17 of 1915

Serial No.

34) Subd. with a draft order to the Comptr.

S.V.S
24/10/15

35) Done
G. Srinivasa Iyer 25/10

3 No Camp/22 dated 26th October 1915 to the Compiler Mysore Gazette Orders the publication of the Bill as Regn VII of 1915.

36) Subd. The certificate at the foot of the Bill requires the signature of the Dewan as required by rule 52 of the Rules of business.

S.V.S
10/11/15

37) Submitted for favour of Signature of the Dewan
G. Srinivasa Iyer 11/11

Flag V

Subd
Dewan)
Dewan 14/11

2420
15.11.15

Signed by Dewan 16/11

Hes.
16.11.15

16/11

The certified copies of the Bill as finally passed has been files in Legis. Council file No 9-15.

17/11/15

A
19/11

NOTE—Contn. sheet.

GPB—20,000—30-6-15.

16

15

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 17 of 1915

Serial No.

Subj.

Spare copies of the ~~Regulation~~ to amend Indian Soldiers Litigation Regulation, No. II of 1915, have been received. 11 copies have as usual to be sent to the Residency. Draft forwarding the copies is put up

Draft

CB 16/11/15 S.V.S. Asst.

Done

Q. Srinivasa Sastri

Issued vide Pol 500 dated 20th November 1915

17

NOTE—Contn. sheet.

GPB—20,000—30-6-15

16

G.R.S. 26]

File No.

Serial No.

Bangalore
30 Sep 15

Diary No. of letter replied to

No. 3382/En. Two dated —

To the Hon'ble the Resident in Mysore

General and Revenue Secretariat

( )

, *the* 19 .

~~To~~

My dear sir

I enclose herewith a ~~draft Bill~~ copy of the Indian Soldiers Litigation Bill. The Statement of objects and reasons explains clearly the scope of the Bill. Sd 1

The Bill will be placed before the Mysore Legislative Council on the 2nd October 1915.

Yours sincerely
Sd
30-9-15

Date of issue

Signed by

Date 29/9

Sd
29.9.15

To The Hon'ble

~~SUBJECT~~.

Col. Sir Hugh Daly Esq. K.C.S.E., C.S.
Resident in Mysore
Bangalore

18

The Indian Soldiers Litigation Bill

Whereas it is expedient to enforce in Mysore the provisions of the Indian Soldiers (Litigation) Act, 1915; His Highness the Maharaja is pleased to enact as follows

1. The Indian Soldiers (Litigation) Act, XII of 1915, shall, mutatis mutandis, be enforced in Mysore

2. It shall also apply to all the members of the Mysore Military Forces (as defined in the code of Civil Procedure, 1911,) on active service in the same way, and to the same extent as in the case of an Indian soldier.

3. The Indian Soldiers Litigation (Emergency) Regn. V of 1915, is hereby repealed

19

Statement of Objects and reasons

—.

To protect the interests of the Indian Soldiers serving under under war conditions, the Government of India passed in May last Ordinance No. II of 1915. On the 6 The provisions of that ordinance were extended, mutatis mutandis to Mysore by the the Indian Soldiers Litigation (Emergency) ~~Ordinance~~ Regulation, No. IV of 1915, which was passed as an emergent measure under section 15 of the Mysore Legislative Council Regulation, 1907.

2. The Government of India have now passed the Indian Soldiers (Litigation) Act, XIII of 1915, to make the provisions of Ordinance No. II of 1915 permanent It is now therefore deemed desirable to enforce the provisions of this Act, mutatis mutandis, in Mysore

90

J947A D. O. No. 2957

D. O. No. 7144. dated from the first Assistant to the Hon'ble the Resident in Mysore

THE MYSORE RESIDENCY,

Bangalore, 1st October 1915.

My dear Dewan Sahib

I am desired to acknowledge the receipt of your d,o. letter No. 3382, dated the 30th September 1915, forwarding a copy of the Indian Soldiers Litigation Bill, and to say that the Resident, while seeing no objection to the Bill, appreciates the attitude of the Durbar for the prompt action taken in the matter.

Yours Sincerely

Lawley

1-10-15

Sir M. Visvesvaraya, K. C. I. E.,

Dewan of Mysore.

21

C.R.S. 28] Fr. 289

2 Legn File No. 17-75
Serial No. 3

*Diary No. of letter replied to*_____

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.
( )

~~READ~~

, the 191 .

Date of issue 26/10/15

Signed by Mr G. Sreenivasa Iyer

Case J 22 dated 26.10.15

To the Consfil. ORDER ~~THEREON~~.—No. Despatch read and Ordered that the accompanying Indian Soldiers Litigation Regulation which received the assent of H. H. the Maharaja on the

over

SUBJECT.

92

GPB—50,000—1-12-12

20th October 1915 be published
for general information
as Regn. No. VI of 1915.

&

For Secretary to Govt

The Compiler Mysore Gazette
for publication in Part III of
the Gazette in English and in
Kannada and for supplying
200 spare copies in English
and 100 spare copies in Kannada
to this Office and a similar
no. of both to the Curator
Govt. Book Depot. Proof
should be sent to this
Office (Camp Guests Gardens
at once).

Tr. 289

Regulation No. VI of 1915

The Indian Soldiers Litigation ~~Bill~~ Regulation

(Receives the assent of His Highness the Maharaja on the 20th day of October 1915)

Whereas it is expedient to enforce in Mysore the provisions of the Indian Soldiers (Litigation) Act, 1915; His Highness the Maharaja is pleased to enact as follows:

1. The Indian Soldiers (Litigation) Act, XII of 1915, shall, mutatis mutandis, be enforced in Mysore.

2. It shall also apply to all the members of the Mysore Military Forces (as defined in the Code of Civil Procedure, 1911,) on active service in the same way, and to the same extent, as in the case of an Indian soldier.

3. The Indian Soldiers Litigation (Emergency) Regulation, V of 1915, is hereby repealed.

(Sd) M. Visvesvaraya
Dewan

30/9/15

[Here print the accompanying Indian soldiers (Litigation) Act, XII of 1915]

Statement of Objects and reasons

To protect the interests of Indian soldiers serving under war conditions, the Government of India passed in May last ordinance No II of 1915. The provisions of that ordinance were extended, mutatis mutandis, to Mysore by the Indian Soldiers Litigation (Emergency) Regulation, No V of 1915, which was passed as an emergent measure under section 15 of the Mysore Legislative Council Regulation, 1907.

2. The Government of ~~Mysore~~ India have now passed the Indian Soldiers (Litigation) Act, XII of 1915, to make the provisions of ordinance No II of 1915 permanent. It is therefore deemed desirable to enforce the provisions of this Act, mutatis mutandis in Mysore

94

A

Gs 30/9/15

1/12/4

G. R. S. 26]

SUBJECT ~~Promulgating the Regn. further Extending the Mysore Act~~ Forwarding 11 copies of the Indian Soldiers Litigation, Regulation, No. VI of 1915, to the Residency

Diary No. of letter replied to

Legs Section 17-15

File No.

Serial No.

General and Revenue Secretariat

( )

, the 191 .

No. Real S 06 Con 11 1915

Date of issue 20.11.15

To The F. A. Resident in Mysore Bangalore

Signed by Asst. Secy. to Govt.

Sir

I am directed to forward herewith 11 copies of the Regulation VI of 1915 (The Indian Soldiers Litigation Regulation) and to request you to be so good as to forward two copies of the same to His

over.

Rec 1914

25

Highness the Nizam's
Government.

I have &c.

E. 9/4

For Secretary to Govt

List of enclosures. 11

Nil

Draft

16/11/15

Copied by

Examined by

GPB—20,000—14-2-14